THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION No.15596 of 2007

Dated:24.07.2007

Between:

Smt.C.Bhagyavathi.

…Petitioner

and

The Joint Collector, and others.

…Respondents

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION No.15596 of 2007

ORDER:

The petitioner's authorization was cancelled by the 2nd respondent, by order, dated 21.05.2007. Aggrieved by the same, she preferred an appeal before the 1st respondent. Pending the said appeal, since the 1st respondent failed to consider the petitioner's application for interim stay, the petitioner earlier filed W.P.No.12464 of 2007. The said Writ Petition was disposed of by this Court, by order, dated 15.06.2007, with directions as under:

> "..without expressing any opinion on merits, I deem it appropriate to dispose of the writ petition with a direction to the 1st respondent to dispose of the application for stay filed by the petitioner along with Appeal against the order of the 2nd respondent, dated 21.05.2007, following due process of law within a period of one week from the date of receipt of this order. Till such time, the order dated 21.05.2007 passed by the 2nd respondent shall not be given effect to."

The petitioner states that though the 1st respondent has not yet passed any orders on her application for stay, the respondents 2 and 3 are not releasing the commodities to her for distribution to cardholders. Hence, this Writ Petition.

The learned Government Pleader for Civil Supplies, under instructions, stated that by the date of order of this Court, alternative arrangements were already made for distribution of the commodities.

Even assuming that alternative arrangements were already made, since the impugned order was suspended by this Court, the respondents 2 and 3 are bound to release the commodities to the petitioner till appropriate orders are passed by the appellate authority

on the petitioner's application for stay.

Accordingly, the Writ Petition is disposed of, with a direction to respondents 2 and 3 to release the commodities to the petitioner for distribution to the cardholders, till appropriate orders are passed by the 1st respondent in terms of the order in W.P.No.12464 of 2007. No costs.

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(G.ROHINI, J)

Dated:24.07.2007

Note: Furnish C.C. in two days.

(B/o)

GJ